

Business Impact Estimate Form (see F.S. § 125.66(3)(a))

For:

AN ORDINANCE OF THE COUNTY OF PINELLAS, PROVIDING THAT THE PINELLAS COUNTY CODE BE AMENDED BY REVISING CHAPTER 42 OF SAID CODE; PROVIDING FOR REVISIONS TO CHAPTER 42, SECTION 141 RELATED TO THE MINIMUM AGE FOR EMPLOYMENT AT ADULT USE ESTABLISHMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AREAS EMBRACED; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

This Ordinance is scheduled to be considered for adoption by the Pinellas County Commission on January 14, 2025 at 9:30AM at Pinellas County Communications – Palm Room, 333 Chestnut Street, Clearwater, Florida 33756

** Unless an attachment is expressly referenced, the content in this Form encompasses the entire Business Impact Estimate for the Ordinance.*

1. Summary of the Ordinance, including a statement of the public purpose to be served by the Ordinance, such as serving the public health, safety, morals, and welfare of the County: *[This Section does not need to be lengthy. The Recitals (“WHEREAS” Clauses), or the “Purpose” or “Legislative Intent” Sections of the Ordinance, may be helpful to reference.]*

This comprehensive adult use regulation ordinance was established to provide for reasonable and uniform regulations that will protect the health, safety and general welfare of the people of Pinellas County, Florida. The provisions of this article, acting alone or together with other applicable county ordinances, have neither the purpose nor effect of imposing a limitation or restriction on the content of any communicative materials, including adult material. Similarly, it is not the intent nor effect of this article to restrict or deny access by adults to adult materials or expression protected by the First Amendment, or to deny access by distributors and exhibitors of adult uses to their intended market.

The current amendment is sought to align with a recent change in Florida Statutes requiring the minimum age for employment in adult use establishments be set at 21 years old.

WHEREAS, the Pinellas County Adult Uses ordinance applies to areas regulated within unincorporated Pinellas County; and

WHEREAS, several courts have found that there is a demonstrated link between regulations which raise the minimum age for workers in adult use establishments and curbing the secondary effects of human trafficking; and

WHEREAS, the Florida Legislature recently created Florida Statute 787.30 which sets a minimum age for employment at adult use establishments at 21 years of age effective January 1, 2025; and

WHEREAS, in order to comply with State Law and in an effort to reduce human trafficking locally, in the best interest of Pinellas County to raise the minimum age for those working in adult use establishments.

2. An estimate of the direct economic impact of the Ordinance on private, for-profit businesses in the County, including the following, if any:

(a) An estimate of direct compliance costs that businesses may reasonably incur if the Ordinance is enacted; *[Because many ordinances do not require that direct costs be incurred for compliance, this estimate will often be “zero dollars.” Generally speaking, direct costs are clearly connected to a specific objective and readily ascertainable.]*

(b) Identification of any new charge or fee on businesses subject to the Ordinance for which businesses will be financially responsible; *[Because many ordinances do not result in the levy of any new charges or fees on businesses, there will often be nothing to identify here.]* and

(c) An estimate of the County’s regulatory costs, including estimated revenues from any new charges or fees that will be imposed on businesses to cover such costs. *[Because many ordinances entail regulatory costs, an estimate will often be warranted here. For example, the County may incur costs for any number of the following factors: implementation, outreach, construction/maintenance, monitoring, enforcement, and procurement. However, the estimate must only account for direct costs (briefly described above).]*

This amendment aligns with newly effective statutory requirements and poses no additional regulations or restrictions other than aligning the local ordinance enforcement language to the statutory requirements or minimum employment age of 21.

The change will have no new impact on local businesses over the statutory language which is already in effect. The ordinance is already in place. The change is to the minimum age to align with the new statutory language.

3. A good faith estimate of the number of businesses likely to be impacted by the Proposed Ordinance:

[This Section is self-explanatory: All that is required is a good faith estimate of the number (note: not costs) of businesses likely to be impacted.]

Approximately 22 Adult Use Establishments are currently licensed within unincorporated Pinellas County.

4. Any additional information the BCC deems useful: *[This Section is not legally required.]*

This change provides for an update to the minimum age for employment in an adult use establishment, raised to 21, to align with recent statutory changes adopted under HB7063.